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Attorneys for Defendants
 COUNTY OF SANTA CLARA,
 MELISSA SUAREZ, EMILY TJHIN, and
 JENNIFER HUBBS

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

E-FILED - 6/28/05

LORI BELTRAN, ROBERT BELTRAN,)
 COBY BELTRAN, by and through his)
 Guardian Ad Litem LORI BELTRAN,)

No. C 03 03767 RMW

Plaintiffs,

v.

**STIPULATION AND ORDER
 RESCHEDULING HEARING ON
 DEFENDANTS' MOTION FOR SUMMARY
 JUDGMENT, SCHEDULING FURTHER
 CASE MANAGEMENT CONFERENCE,
 AND VACATING TRIAL DATE**

COUNTY OF SANTA CLARA,)
 MELISSA SUAREZ, individually and as)
 an employee of the County of Santa Clara)
 JENNIFER HUBBS, individually and as)
 employee of the County of Santa Clara,)
 EMILY TJHIN, individually and as an)
 employee of the County of Santa Clara,)
 DOE's 1-50, inclusive,)

Defendants.

The parties, through their respective counsel of record, hereby stipulate and agree to an order rescheduling the hearing on defendants' motion for summary judgment from June 10, 2005 to **Friday, August 19, 2005**, at 9:00 a.m., in Courtroom 6, the Honorable Ronald M. Whyte, presiding. The respective parties have completed their briefing on this motion and all that remains is oral argument. This stipulation/order is being prepared as a result of communications with the court advising of Judge Whyte's unavailability to hear this motion on June 10, 2005.

The parties, through their respective counsel of record, hereby further stipulate and agree to an order scheduling a further case management conference to be held on **Friday, August 19,**

1 **2005**, at 10:30 a.m., in Courtroom 6. Given the upcoming rescheduled motion for summary
 2 judgment hearing, and the scheduled trial date of November 28, 2005, the parties stipulate and
 3 agree to an order vacating that trial date, and all trial-related due dates attendant thereto. At the
 4 upcoming case management conference on August 19, 2005, the parties will be prepared to
 5 discuss an appropriate, later trial date and all trial-related due dates.

6 **IT IS SO STIPULATED.**

8 Dated: June 16, 2005

By: /s/
 ROBERT R. POWELL, ESQ.

Attorneys for Plaintiffs
 LORI BELTRAN, ROBERT
 BELTRAN, and COBY BELTRAN, by
 and through his Guardian ad Litem
 LORI BELTRAN

14 Dated: June 16, 2005

By: /s/
 GREGORY J. SEBASTINELLI
 Deputy County Counsel

Attorneys for Defendants
 COUNTY OF SANTA CLARA,
 MELISSA SUAREZ, EMILY TJHIN,
 and JENNIFER HUBBS

19 **IT IS SO ORDERED.**

21 Dated: 6/28/05

/S/ RONALD M. WHYTE
 HONORABLE RONALD M. WHYTE
 United States District Court Judge

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